



FIRE

Foundation for Individual
Rights and Expression

November 10, 2023

SENT BY ECF

Hon. Andrew L. Carter, Jr.
United States District Court
Southern District of New York
40 Foley Square, Room 435
New York, NY, 10007
ALCarterNYSDChambers@nysd.uscourts.gov

Re: Volokh v. James, 1:22-cv-10195: Stipulated Request to Modify Briefing Schedule for Plaintiffs' Forthcoming Motion to Enforce Preliminary Injunction.

Dear Judge Carter:

Plaintiffs and Defendant jointly submit this letter in response to your November 9, 2023 order. Order, ECF No. 41. The order set a briefing schedule for the filing of Plaintiffs' forthcoming motion to enforce the preliminary injunction, Defendant's opposition brief, and Plaintiffs' reply. *Id.* The Court informed the parties that if they wished to propose an alternative briefing schedule, they could do so by filing a joint letter on or before November 13, 2023. *Id.*

In light of the upcoming Thanksgiving holiday, the parties jointly propose and stipulate to modify the briefing schedule by moving the deadlines back by one week as follows:

Plaintiffs' Opening Brief deadline: December 1, 2023

Defendant's Opposition deadline: December 15, 2023

Plaintiffs Reply Brief deadline: December 22, 2023

Respectfully submitted,

/s Daniel M. Ortner

DANIEL M. ORTNER*

(California State Bar No. 329866)*

JAMES M. DIAZ

(VERMONT STATE BAR NO. 5014)*

510 Walnut Street, Suite 1250 Philadelphia, PA 19106

Phone: 215-717-3473 Fax: 267-573-3073

thefire.org

Hon. Andrew L. Carter, Jr.
November 10, 2023
Page 2 of 2

FOUNDATION FOR INDIVIDUAL RIGHTS
AND EXPRESSION
510 Walnut St., Suite 1250
Philadelphia, PA 19106
Telephone: (215) 717-3473
daniel.ortner@thefire.org
jay.diaz@thefire.org

BARRY N. COVERT
(New York Bar No. 27118)
LIPTSITZ GREEN SCIME CAMBRIA LLP
42 Delaware Ave., Suite 120
Buffalo, NY 14202
Tel: (716) 849-1333 x 365
bcovert@lglaw.com

Attorneys for Plaintiffs

*Admitted *Pro Hac Vice*

/s Seth J. Farber
SETH J. FARBER
Special Litigation Counsel
Office of the New York Attorney General
28 Liberty Street
New York, NY 10005
(212) 416-8029
Seth.Farber@ag.ny.gov

Attorney for State Defendant